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JUL 25 2007

TOWNSEND and TOWNSEND and CREW

Maisie C. Livengood

Attorney Docket No.: 015389-00261 Client Reference No.: 018/063C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Geron Corporation

Application No.: 09/432,503

Filed: November 2, 1999

For:

HUMAN TELOMERASE

CATALYTIC SUBUNIT

Examiner: Peter P. Tung

Art Unit: 1652

SUPPLEMENTAL INFORMATION

DISCLOSURE STATEMENT UNDER 37

CFR §1.97 and §1.98

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. With the exception of references AV, AW and AX, copies of which are enclosed, copies of the references can be found in U.S. Patent Application 08/912,951 filed August 14, 1997 (now U.S. Patent 6,475,789, issued November 5, 2002).

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

Geron Corporation

Application No.: 09/432,503

Page 2



representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Scott L. Ausenhus Reg. No. 42,271

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111-3834

Tel: 303-571-4000 Fax: 303-571-4321

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DE 7096175 v1



PTO/SB/08A (10-01)
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Substitute for form 144 APTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

JUL 2 5 2007

(use as many sheets as necessary)

Sheet 3 of 12

Complete if Known				
Application Number	09/432,503			
Filing Date	November 2, 1999			
First Named Inventor	Cech, Thomas R., et. al.			
Art Unit	1652			
Examiner Name	Peter P. Tung			
Attorney Docket Number	015389-002611US			

	,		U.S. PATENT D	OCUMENTS	
Examiner	Cite No.1	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	08/751,189	11-15-96	Harrington, et al.	- Jacob Appac
	AB	60/038,750	02-20-1997	Counter, et al.	
	AC	3,817,837	06-18-1974	Tanenholtz et al.	
	AD	3,850,752	11-26-1974	Schuurs et al.	
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	AQ	5,770,422	06-23-1998	Collins	•
	AR	6,093,809	07-25-2000	Cech, et al.	
	AS	6,258,535 - B1	07-10-2001	Villeponteau et al.	
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		For	eign Patent Document	TENT DOCUME		Pages, Columns, Lines,	Г
Examiner Cite Initials* No.1		Country Code ³	Number ⁴ Kind Code ⁴ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	l T°
	AY	JP	09154575-A		06-17-97		
	AZ	PCT	WO 84/03564		09-13-84		
	BA	PCT	WO 95/13382		05-18-95		
	88	PCT	WO 96/01835		01-25-96		_
	BC	PCT	WO 96/12811		05-02-96		
	BD	PCT	WO 96/19580		06-27-96		
	BE	PCT	WO 96/40868		12-19-96		

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Substitu	Substitute for form 1449A/PTO				Complete if Known
· · · · · · · · · · · · · · · · · · ·				Application Number	09/432,503
			CLOSURE	Filing Date	November 2, 1999
STA	STATEMENT BY APPLICANT		First Named Inventor	Cech, Thomas R., et. al.	
				Art Unit	1652
	(use as many	sheets as	necessary)	Examiner Name	Peter P. Tung
Sheet	4	of	12	Attorney Docket Number	015389-002611US

			FOREIGN PA	TENT DOCUME	NTS		
Examiner Cite Initials* No.1	Cita	For	reign Patent Document		N (D ()	Pages, Columns, Lines,	\Box
	Country Code ³	Number ⁴ Kind Code ³ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	To	
	BF	PCT	WO 98/01542		01-15-98		
	BG	PCT	WO 98/01543		01-15-98		\vdash
	вн	PCT	WO 98/07838		03-05-98		1.
	BI	PCT	WO 98/08938		02-26-98		
	BJ	PCT	WO 98/21343		05-22-98		
	ВК	PCT	WO 98/37181		08-27-98		\vdash
	BL	PCT	WO 98/45450		10-15-98		\vdash
	ВМ	PCT	WO98/59040		12/30/98		
	BN	PCT	WO99/01560		01/14/99		

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INFORMATION DISCLOSURE	Application Number	09/432,503
	Filing Date	November 2, 1999
STATEMENT BY APPLICANT	First Named Inventor	Cech, Thomas R., et. al.
•	Art Unit	1652
(use as many sheets as necessary)	Examiner Name	Peter P. Tung
Sheet 5 of 12	Attorney Docket Number	015389-002611US

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т2
	во	1994 Genome Issue of <i>Science</i> (265:1981f)	
•	8P	Anderson and Young, "Quantitative Filter Hybridization" in Nucleic Acid Hybridization pp73-111 (1985)	
	BQ	Ausubel et al.; (1989); Current Protocols in Molecular Biology; pp 5.1-5.11, 16.1-16.3 and 16.9-16.20; John Wiley & Sons, New York NY	
	BR	Autexier et al., "Reconstitution of human telomerase activity and identification of a minimal functional region of the human telomerase RNA," (1996) EMBO J, 15:5928	
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,	вт	Berger and Kimmel, Guide to Molecular Cloning Techniques; (1987); Meth. Enzymol.; vol. 152; pp 305-389; Academic Press; San Diego CA	
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	₿V	Bitter et al., "Expression and secretion vectors for yeast," Meth Enzymol., (1987) 153:516	
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	BY	Blackburn, "Telomerases," (1992) Ann. Rev. Biochem., 61:113	
-		Bodnar et al., "Extension of Life-Span by Introduction of Telomerase into Normal Human Cells," (1998) Science, 279:349	
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Examiner	Date	
Signature	Considered	

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Substitute for form 1449B/PTO Complete if Known **Application Number** 09/432,503 INFORMATION DISCLOSURE **Filing Date** November 2, 1999 STATEMENT BY APPLICANT **First Named Inventor** Cech, Thomas R., et. al. Art Unit 1652 (use as many sheets as necessary) **Examiner Name** Peter P. Tung Sheet Attorney Docket Number 015389-002611US

	·	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	т 2
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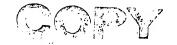
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Substitute for form 1449B/PTO		Complete if Known
INFORMATION DISCLOSURE	Application Number	09/432,503
	Filing Date	November 2, 1999
STATEMENT BY APPLICANT	First Named Inventor	Cech, Thomas R., et. al.
	Art Unit	1652
(use as many sheets as necessary)	Examiner Name	Peter P. Tung
Sheet 7 of 12	Attorney Docket Number	015389-002611US

·	,	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
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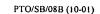
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INIE		AN DIC	CLOCUDE	Application Number	09/432,503	
			CLOSURE	Filing Date	November 2, 1999	
SIA	IEMENI	BYA	PPLICANT	First Named Inventor	Cech, Thomas R., et. al.	
				Art Unit	1652	
(use as many sheets as necessary)				Examiner Name	Peter P. Tung	
Sheet	8	of	12	Attorney Docket Number	015389-002611US	$\overline{}$

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Substitute for form 1449B/PTO Complete if Known **Application Number** 09/432,503 INFORMATION DISCLOSURE **Filing Date** November 2, 1999 STATEMENT BY APPLICANT **First Named Inventor** Cech, Thomas R., et. al. Art Unit 1652 (use as many sheets as necessary) Examiner Name Peter P. Tung Sheet Attorney Docket Number 015389-002611US

	,	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	т,
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Signature		Considered	

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DE 7096175 v1



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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.



Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449B/PTO Complete if Known **Application Number** 09/432,503 INFORMATION DISCLOSURE Filing Date November 2 1999

OT AT			DOLLOANIT	1 ming Date	1 November 2, 1999
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Cech, Thomas R., et. al.
				Art Unit	1652
(use as many sheets as necessary)			necessary)	Examiner Name	Peter P. Tung
Sheet	10	of	12	Attorney Docket Number	015389-002611US
				•	

	,	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Τ2
·		Meyerson et al., "hEST2, the Putative Human Telomerase Catalytic Subunit Gene, Is Up-Regulated in Tumor Cells and during Immortalization," (1997) Cell, 90:785	
		Murray, In McGraw Hill Yearbook of Science and Technology, (1992) McGraw Hill, New York NY, pp 191-196	
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		Orlandi et al., "Cloning immunoglobulin variable domains for expression by the polymerase chain reaction," (1989) Proc. Natl. Acad. Sci., 86:3833	
		Prescott, "The DNA of ciliated protozoa," (1994) Microbiol. Rev., 58:233	
		Price, (1993) Blood Rev., 7:127	} - .
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		Roberge et al., "A strategy for a convergent synthesis of N-linked glycopeptides on a solid support," (1995) Science, 269:202	
		Romero and Blackburn, "A conserved secondary structure for telomerase RNA, " (1991) Cell, 67:343	
		Sambrook et al.; Molecular Cloning, A Laboratory Manual; (1989); pp. 8.1-8.86 and 16.1-17.44; Cold Spring Harbor Press, Plainview NY	

Examiner	Date	
Signature	Considered	

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015389-002611US

PTO/SB/08B (10-01) Approved for use through 10/31/2002. OMB 0651-0031

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Attorney Docket Number

Substitute for form 1449B/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known

Application Number

09/432,503

Filing Date
November 2, 1999

First Named Inventor
Art Unit
1652

Examiner Name
Peter P. Tung

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т
·		Sandell et al., "Transcription of yeast telomere alleviates telomere position effect without affecting chromosome stability, "(1994) Proc. Natl. Acad. Sci., 91:12061	
		Sanger et al., "DNA sequencing with chain-terminating inhibitors," (1977) Proc. Natl. Acad. Sci., 74:5463	
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		Sheen and Levis, "Transposition of the LINE-like retrotransposon TART to <i>Drosophila</i> chromosome termini," (1994) Proc. Natl. Acad. Sci., 91:12510	
		Singer and Gottschling, "TLC1: Template RNA Component of Saccharomyces cerevisiae Telomerase," (1994) Science 266:404	
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		Wellinger et al., "Origin activation and formation of single-strand TG ₁₋₃ tails occur sequentially in late S phase on a Yeast linear plasmid," (1993) Mol. Cell. Biol., 13:4057	

Examiner	Date	
Signature	Considered	

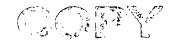
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Substitute for form 1449B/PTO Complete if Known **Application Number** 09/432,503 INFORMATION DISCLOSURE Filing Date November 2, 1999 STATEMENT BY APPLICANT First Named Inventor Cech, Thomas R., et. al. Art Unit 1652 (use as many sheets as necessary) **Examiner Name** Peter P. Tung Sheet Attorney Docket Number 015389-002611US

	,	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
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		Wellinger et al., "Saccharomyces Telomeres Acquire Single-Strand TG _{1.3} Tails Late in S Phase," (1993) Cell 72:51	
		Whitehead Institute/MIT Center for Genome Research, Genetic Map of the Mouse, Database Release 10, APril 28, 1995	
		Wigler et al., "Transfer of purified herpes virus thymidine kinase gene to cultured mouse cells," (1977) Cell, 11:223	
		Wigler et al., "Transformation of mammalian cells with an amplifiable dominant-acting gene," (1980) Proc. Natl. Acad. Sci., 77:3567	
		Winter and Milstein, "Man-made antibodies," (1991) Nature, 349:293	
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		Yu et al., "In vivo alteration of telomere sequences and senescence caused by mutated Tetrahymena telomerase RNAs," (1990) Nature, 344:126	
		Zahler and Prescott, "Telomere terminal transferase activity in the hypotrichous ciliate Oxytricha nova and a model for replication of the ends of linear DNA molecules," (1988) Nucleic Acids Res., 16:6953	
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,		Zaug et al., "Catalysis of RNA Cleavage by a Ribozyme Derived from the Group I Intron of Anabaena Pre-tRNA ^{Leu} ." (1996); Nucleic Acids Research; 24:532-533	

		<u> </u>
Examiner	Date	
Signature	 Considered	

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Date of Deposit: July 25, 2007

Attorney Docket No.: 015389-002611US

Client Reference No.: 018/063C

ES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas Cech et al.

Application No.: 09/432,503

Filed: November 2, 1999

For: REDUCING TISSUE DAMAGE DUE TO IMPAIRED REPLICATION USING A VECTOR FOR EXPRESSING

TELOMERASE REVERSE

TRANSCRIPTASE

Confirmation No.: 1130

Examiner: Angell, Jon E.

Art Unit: 1635

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER

37 CFR §1.97 and §1.98

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In previously filed information disclosure statements, Applicants have identified certain related patents and pending non-provisional patent applications owned or co-owned by Geron Corporation with claims related to telomerase reverse transcriptase (e.g., claiming telomerase reverse transcriptase protein sequences, and/or telomerase reverse transcriptase nucleic acid protein encoding sequences, and/or telomerase reverse transcriptase promoter sequences, and/or cells or compositions comprising such protein or nucleic acid sequences, and/or the use of such proteins, nucleic acids, cell or compositions). For the convenience of the Office, in this supplemental IDS Applicants have provided an updated list (below) of related patents and applications including additional patents and applications. The tables below also show the status of pending applications and indicates where there have been one or more adverse decisions by the Office related to pending claims. Copies of the issued or most recently pending claims are

Thomas Cech et al.

Application No.: 09/432,503

Page 2

included for the convenience of the examiner and are listed in the accompanying PTO/SB08B by reference number as shown in the table.

In connection with the claims pending in the instant application (related to a method of increasing the proliferative capacity of a mammalian cell expressing telomerase RNA component by introducing into the cell *in vitro* a recombinant polynucleotide that encodes a protein with telomerase catalytic activity) Applicants draw the attention of the Office to U.S. Pat. Nos. 7,195,911; 6,475,789; 6,261,836; 6,337,200; and 6,921,664; and allowed application No. 09/721,506. These patents and application include claims directed to cells comprising a polynucleotide encoding a protein with telomerase catalytic activity.

It is understood that the Office has access to the full patent specifications, file histories, and other information via PAIR. However, should the Office require copies of any documents the Office is urged to contact the undersigned. Moreover, although Applicants have provided this information in an attempt to assist the Office, it is Applicants' understanding that the Examiner will conduct his own analysis.

Applicants have provided this information in an attempt to assist the Office; however it is Applicants' understanding that the Examiner will conduct his/her analysis of the materials submitted herewith.

Summary

Patent No.	Title	Claims
Pat. No. 6,093,809	Telomerase	AU
Pat. No. 6,166,178	Telomerase Catalytic Subunit	AV
Pat. No. 6,261,836	Telomerase	AW
Pat. No. 6,309,867	Telomerase	AX
Pat. No. 6,444,650	Antisense Compositions For Detecting And Inhibiting Telomerase Reverse Transcriptase	AY .
Pat. No. 6,475,789	Telomerized Mammalian Cells Human Telomerase Catalytic Subunit: Diagnostic and Therapeutic Methods	AZ
Pat. No. 6,617,110	Cells Immortalized with Telomerase Reverse Transcriptase for Use in Drug Screening	ВА
Pat. No. 6,627,619	Antisense Compositions for Detecting and Inhibiting Telomerase Reverse Transcriptase	ВВ

Thomas Cech et al. Application No.: 09/432,503 Page 3

Patent No.	Patent No. Title					
Pat. No. 6,808,880	Method for Detecting Polynucleotided Encoding Telomerase					
Pat. No. 6,921,664	Telomerase	BD				
Pat. No. 6,927,285	Genes for Human Telomerase Reverse Transcriptase and Telomerase Variants	BE				
Pat. No. 7,005,262	Methods for Detecting Nucleic Acids Encoding Human Telomerase Reverse Transcriptase	BF				
Pat. No. 7,056,513	Telomerase	BG				
Pat. No. 7,195,911	Mammalian Cells that have Increased Proliferative Capacity	ВН				
Pat. No. 7,091,021	Inactive Variants of the Human Telomerase Catalytic Subunit	ВІ				
Pat. No. 6,337,200	Human Telomerase Catalytic Subunit Variants	BJ				
Pat. No. 6,610,839	Promoter For Telomerase Reverse Transcriptase	BK				
Pat. No. 6,767,719	Mouse Telomerase Reverse Transcriptase	BL				
Pat. No. 6,777,203	Telomerase Promoter Driving Expression of Therapeutic Gene Sequences	ВМ				
Pat. No. 6,440,735	Dendritic Cell Vaccine Containing Telomerase Reverse Transcriptase for the Treatment of Cancer	BN				

App. No.	Title	Status	Pending Claims
09/432,503 (This application)	Reducing Tissue Damage Due to Impaired Replication Using a Vector for Expressing Telomerase Reverse Transcriptase	In most recent O.A., previous claims were rejected under 35 USC § 112 ¶ 1 (enablement).	во
09/721,477	Immunogenic Nucleic Acid Sequences of Human Telomerase Reverse Transcriptase	In most recent O.A., previous claims were rejected under 35 USC § 112 ¶ 1 (new matter, written description and enablement requirements); §§ 102 and 103 (citing GeneBank Accession No. AA281296).	BP
09/721,506	Nucleic Acids Encoding Human Telomerase Reverse Transcriptase and Related Homologs	Allowed	BQ
10/877,124	Vector Encoding Inactivated Telomerase for Treating Cancer	No examination on the merits	BR
10/877,146	Vaccine Containing the Catalytic Subunit of Telomerase for Treating Cancer	No examination on the merits - Now Abandoned	BS

Thomas Cech et al. Application No.: 09/432,503 Page 4

App. No.	Title	Status	Pending Claims
10/877,022	Treating Cancer Using a Telomerase Vaccine (Immunodetection of hTRT proteins)	In most recent O.A., claims are rejected under 35 USC § 112 ¶ 1 (written description and enablement requirements); and 35 USC § 112 ¶ 2	BT
11/207,078	Sequence of Telomerase Reverse Transcriptase, and Products Derived Therefrom for Conducting Clinical Assays, Immortalizing Cells, Screening Drugs, Treating Cancer, and for Other Commercial Purposes	No examination on the merits	BU
10/044,692	Nucleic Acid Vaccine for Eliciting an Immune Response Against Telomerase Reverse Transcriptase	In most recent O.A., previous claims were rejected under 35 USC § 112 ¶ 1 (written description and enablement requirements); and for obviousness-type double patenting over Pat. Nos. 6,093,809 and 6,261,836.	BV
08/974,584	Functional Homologs of Human Telomerase Reverse Transcriptase Containing the Telomerase T Motif	Obviousness-type double patenting rejections citing Pat. Nos. 6,261,836; 6,927,285; 6,921,664; 6,337,200; 6,475,789; 7,195,911 and Application Nos. 09/721,477; 10/877,124; 09,721,506; 11/207,078 and 10/044,692.	BW
10/053,758	Antibody to Telomerase Reverse Transcriptase	Allowed	ВХ
10/637,443	Identifying and Testing Antisense Oligonucleotides that Inhibit Telomerase Reverse Transcriptase	Rejection under 35 USC § 112 ¶ 1 written description and enablement requirements; and 112 ¶ 2	ВҮ
10/862,698	Protein and Peptide Fragments from Mouse Telomerase Reverse Transcriptase	Abandoned in favor of continuation. Prior claims were rejected under 35 USC § 112 ¶ 1 written description and enablement requirements; § 102; and § 103	BZ
09/615,039	Oncolytic Virus that Replicates in Cells Expressing Telomerase Reverse Transcriptase	Abandoned Rejection under 35 USC § 112 ¶ 1 written description and enablement requirements; § 112 ¶ 2; § 102, § 103; and obviousness-type double patenting	CA
11/411,604	Telomerase Promoter Sequences for Screening Telomerase Modulators (Con of 09/615,039)	No substantive examination on the merits	СВ
10/208,243	Method for Identifying and Killing Cancer Cells (Con of Pat. No. 6,440,735)	Non-final rejection under 35 USC § 112 ¶ 1 written description and 35 USC § 112 ¶ 1	СС
11/413,838	Cellular Telomerase Vaccine and Its Use for Treating Cancer	No examination on the merits	CD
!	(Div of 10/208,243)		

Thomas Cech et al.

Application No.: 09/432,503

Page 5

App. No.	Title	Status	Pending Claims
	Cancer Therapy Using the Telomerase Promoter	Rejection under 35 USC § 112 ¶ 1 written description and enablement; double patenting over 6,777,203 35 USC § 112 ¶ 1	CE

References cited on the attached PTO/SB/08A and PTO/SB/08B forms

The references cited on the attached PTO/SB/08A and PTO/SB/08B forms are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information, and no inference should be made that the information and references cited are, or are considered to be material to patentability because they are in this statement. No inference should be made that the information and references cited are prior art merely because they are in this statement.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Randolph Ted Apple Reg. No. 36,429

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

RTA:crf

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 5

Complete if Known				
Application Number	09/432,503			
Filing Date	November 2, 1999			
First Named Inventor	Cech			
Art Unit	1635			
Examiner Name	Angell, J. E.			
Attorney Docket Number	015389-002611US			

			U.S. PATENT DO	CUMENTS	
Examiner Initials*	Cite No.1	Document Number Number Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-7,195,911 B2	03-27-2007	Cech et al.	
	AB	US-7,091,021 B2	08-15-2006	Morin	
	AC	US-7,056,513 B2	06-06-2006	Cech et al.	· · · · · · · · · · · · · · · · · · ·
	AD	US-7,005,262 B2	02-28-2006	Cech et al.	
	AE	US-6,927,285 B2	08-09-2005	Cech et al.	
	AF	US-6,921,664 B2	07-26-2005	Cech et al.	
	AG	US-6,808,880 B2	10-26-2004	Cech et al.	
	AH	US-6,777,203 B1	08-17-2004	Morin et al.	
	ΑI	US-6,767,719 B1	07-27-2004	Morin et al.	
	AJ	US-6,627,619 B1	09-30-2003	Cech et al.	
	AK	US-6,617,110 B1	09-09-2003	Cech et al.	
	AL	US-6,610,839 B1	08-26-2003	Morin et al.	
	AM	US-6,475,789 B1	11-05-2002	Cech et al.	
	AN	US-6,444,650 B1	09-03-2002	Cech et al.	
	AO	US-6,440,735 B1	08-27-2002	Gaeta	
	AP	US-6,337,200 B1	01-08-2002	Morin	
	AQ	US-6,309,867	10-30-2001	Cech et al.	
	AR	US-6,261,836	07-17-2001	Cech et al.	
	AS	US-6,166,178	12-26-2000	Cech et al.	
	AT	US-6,093,809	07-25-2000	Cech et al.	

FOREIGN PATENT DOCUMENTS								
	Cite No. ¹				Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
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				Application Number	09/432,503	
INFOR	MATION DIS	CLOS	URE	Filing Date *	November 2, 1999	
STATE	STATEMENT BY APPLICANT			First Named Inventor	Cech	
				Art Unit	1635	
(Us	e as many sheets as n	ecessary)		Examiner Name	Angell, J. E.	
Sheet	2	of	5	Attorney Docket Number	015389-002611US	

	NON PATENT LITERATURE DOCUMENTS							
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·	AU	Claims for U.S. Patent No. 6,093,809.						
	AV	Claims for U.S. Patent No. 6,166,178.						
	AW	Claims for U.S. Patent No. 6,261,836.						
	AX	Claims for U.S. Patent No. 6,309,867.						
	AY	Claims for U.S. Patent No. 6,444,650.						
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	ВА	Claims for U.S. Patent No. 6,617,110.						
	ВВ	Claims for U.S. Patent No. 6,627,619.						
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STAT	EMENT BY A	PPLIC	ANT	First Named Inventor	Cech	
				Art Unit	1635	
(Use as many sheets as necessary)				Examiner Name	Angell, J. E.	
Sheet	3	of	5	Attorney Docket Number	015389-002611US	

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	BF	Claims for U.S. Patent No. 7,005,262.						
	BG	Claims for U.S. Patent No. 7,056,513.						
	вн	Claims for U.S. Patent No. 7,195,911.						
	ВІ	Claims for U.S. Patent No. 7,091,021.						
	ВЈ	Claims for U.S. Patent No. 6,337,200.						
,	вк	Claims for U.S. Patent No. 6,610,839.						
	BL	Claims for U.S. Patent No. 6,767,719.						
	ВМ	Claims for U.S. Patent No. 6,777,203.						
	BN	Claims for U.S. Patent No. 6,440,735.						
	во	Pending claims for US patent application 09/432,503.						
	ВР	Pending claims for US patent application 09/721,477.						
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				Application Number	09/432,503	
INFO	RMATION DIS	CLOS	URE	Filing Date	November 2, 1999	
STAT	EMENT BY A	PPLIC	ANT	First Named Inventor	Cech	
				Art Unit	1635	
_ ···	Use as many sheets as r	ecessary)		Examiner Name	Angell, J. E.	
Sheet	4	of	5	Attorney Docket Number	015389-002611US	

	NON PATENT LITERATURE DOCUMENTS							
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.						
	ВQ	Pending claims for US patent application 09/721506.						
	BR	Pending claims for US patent application 10/877,124.						
	BS	Pending claims for US patent application 10/877,146.						
	вт	Pending claims for US patent application 10/877,022.						
	BU	Pending claims for US patent application 11/207,078.						
	BV	Pending claims for US patent application 10/044,692.						
	BW	Pending claims for US patent application 08/974,584.						
	вх	Pending claims for US patent application 10/053,758.						
	вү	Pending claims for US patent application 10/637,443.						
	BZ	Claims previously pending in US patent application 10/862,698 (abandoned)						
	CA	Claims previously pending in US patent application 09/615,039 (abandoned).						
Examiner Signature		Date Considered	-					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.

Substitute f	or form 1449B/PTO		-	Complete if Known		
				Application Number	09/432,503	
INFO	RMATION DIS	CLOS	URE	Filing Date	November 2, 1999	
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(Use as many sheets as necessary)				Examiner Name	Angell, J. E.	
Sheet	5	of	5	Attorney Docket Number	015389-002611US	

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	СВ	Pending claims for US patent application 11/411,604.					
	СС	Pending claims for US patent application 10/208,243.					
	CD	Pending claims for US patent application 11/413,838.					
,	CE	Pending claims for US patent application 10/674,836.					

Examiner Signature	Date Considered	
0.9.10.10.0	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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